

REMARKS/ARGUMENTS

The Applicants would like to thank the Examiner for the careful consideration given the present application. The application has been carefully reviewed in light of the Office action, and amended as necessary to more clearly and particularly describe the subject matter in this application.

Claims 2-23 have been cancelled and new claims 24 and 25 have been added. Support for the claim 1 amendment is based on Figs. 5 and 17 and paragraphs 0078-0081 of the published application (U.S. No. 2006/0062482). Support for claim 24 is based on paragraphs 0093 and 0094 of the published application. Support for claim 25 is found in paragraphs 0098-0100 of the published application.

Claims 2, 6-10, 12, 15-20 and 23 are rejected under 35 U.S.C. 112, second paragraph. Because claims 2-23 have been cancelled, the rejections under 35 U.S.C. 112, second paragraph are hereby rendered moot.

Claims 1-7, 9, 10 and 12-14 are rejected under 35 U.S.C. 102(b) as being anticipated by Ito (U.S. Patent No. 6,249,740). Claim 1 has been amended, thereby rendering the 35 U.S.C. 102(b) rejection moot. Specifically, Ito fails to disclose a location referencing system has a first digital map and a second digital map where the second digital map has an error that is different from the first digital map as in amended claim 1. Therefore, because Ito does not disclose each and every limitation set forth in amended claim 1, Ito fails to anticipate claim 1.

Additionally, Ito fails to disclose that the receiver has a digital map as disclosed in new claim 25 or a transmitter having a digital map disclosed in new claim 24. The receiver of Ito merely displays an image transmitted from a transmitter. Applicant respectfully asserts that this image cannot be the digital map. Thus, Ito fails to anticipate new claims 24 and 25.

In light of the foregoing, it is respectfully submitted that the present application is in a condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in a condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned agent to expedite prosecution of the present application.

If there are any additional fees resulting from this communication, please charge same to our Deposit Account No. 16-0820, our Order No. NGB-38528.

Respectfully submitted,

PEARNE & GORDON LLP

By: /michaelwgarvey/
Michael W. Garvey, Reg. No. 35878

1801 East 9th Street
Suite 1200
Cleveland, Ohio 44114-3108
(216) 579-1700

Date: December 31, 2008